

Item _____

Prepared by Christy L. Kinard

Approved by Christy L. Kinard
Assistant County Attorney

RESOLUTION ELECTING AN INTERIM COUNTY COMMISSIONER FOR DISTRICT 4, POSITION 3 PURSUANT TO TENNESSEE CONSTITUTION, ARTICLE VII, § 2; TENNESSEE CODE ANNOTATED § 5-5-102(i); AND SHELBY COUNTY CHARTER, ART. II, § 2.11. SPONSORED BY CHAIRMAN DEIDRE MALONE.

WHEREAS, the Shelby County Board of Commissioners is obligated to fill vacancies in County offices, including the office of County Commissioner, pursuant to Tenn. Const., Art. VII, § 2; Tenn. Code Ann. § 5-5-102(i); and Shelby County Charter, Art. II, § 2.11; and

WHEREAS, it is the intent of the Shelby County Board of Commissioners to elect an Interim County Commissioner for District 4, Position 3 pursuant to Shelby County Charter, Art. II, § 2.11, to fill the vacancy created by the resignation of David Lillard effective February 4, 2009; and

WHEREAS, the Shelby County Board of Commissioners has furnished the proper notice and secured the publication in The Daily News on Thursday, February 12, 2009 for said election to fill the County Commission vacancy in District 4, Position 3.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, that, pursuant to Tenn. Const., Art. VII, §2; Tenn. Code Ann. § 5-5-102(i); and Shelby County Charter, Art. II, § 2.11, _____ is hereby elected as Interim County Commissioner for District 4, Position 3 and shall hold said County office until a successor is elected and qualified as provided by law.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately, the public welfare requiring the same.

A C Wharton, Jr., County Mayor

Date: _____

ATTEST:

Clerk of County Commission

ADOPTED: _____